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jc542 U.S. PTO 09/320457 08/27/99

TO: Assistant Commissioner for Patents

TO Box Patent Applications

Washington D.C. 20231

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Attorney Docket No.040373-0255 (must include alphanumeric codes if no inventors named)

# UTILITY PATENT APPLICATION TRANSMITTAL (new nonprovisional applications under 37 CFR 1.53(b))

Transmitted herewith for filing is the patent application of:

INVENTOR(S): Kazuo ISHII

TITLE: OPTICAL SYMBOL READING DEVICE

In connection with this application, the following are enclosed:

## APPLICATION ELEMENTS: Specification - 19 TOTAL PAGES <u>XX</u> (preferred arrangement:) -Descriptive Title of the Invention -Cross Reference to Related Applications -Statement Regard Fed sponsored R&D -Reference to Microfiche Appendix -Background of the Invention -Brief Summary of the Invention -Brief Description of the Drawings (if filed) -Detailed Description -Claim(s) -Abstract of the Disclosure Drawings - Total Sheets 2 Declaration and Power of Attorney - Total Sheets 2 XX Newly executed (original or copy) \_ Copy from a prior application (37 CFR 1.63(d)) (relates to continuation/divisional boxes completed) - NOTE: Box below DELETION OF INVENTOR(S) - Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). Incorporation By Reference (useable if copy of prior application Declaration being submitted) The entire disclosure of the prior application, from which a COPY of the oath or declaration is supplied as noted above, is considered as being

oath or declaration is supplied as noted above, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

\_\_\_ Microfiche Computer Program (Appendix)

- \_\_\_ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - \_\_ Computer Readable Copy
  - \_\_ Paper Copy (identical to computer copy)
  - \_\_ Statement verifying identify of above copies

### ACCOMPANYING APPLICATION PARTS

- XX Assignment Papers (cover sheet & document(s))
- \_\_ 37 CFR 3.73(b) Statement (when there is an assignee)
- English Translation Document (if applicable)
- \_\_ Information Disclosure Statement(IDS) with PTO-1449. \_\_\_ Copies of IDS Citations
- \_\_ Preliminary Amendment
- XX Return Receipt Postcard (MPEP 503)

Utility Patent Application Transmittal Attorney Docket No. 040 0255 - Foley Attorney Docket No. 0401 0255 - Foley & Lardner Page 2

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| Small Entity Statement(s) Statement file in prior application, status still proper and desiredXX_ Certified Copy of Priority Document(s) with Claim of Priority(if foreign priority is claimed)XX_ OTHER: Check in the amount of \$800.00 |
|---|
| <pre>If a <u>CONTINUING APPLICATION</u>, check appropriate box and supply the requisite information: Continuation Divisional Continuation-in-part (CIP)</pre>   |
| Amend the specification by inserting before the first line the following sentence:This application is a continuation, divisional or continuation-in-part of application Serial No, filed  |
| CORRESPONDENCE ADDRESS.   |

#### <u>CORRESPONDENCE ADDRESS</u>:

Foley & Lardner Address noted above.

Telephone: (202) 672-5300 Fax Number: (202) 672-5399

**EEE CALCULATIONS**: (Small entity fees indicated in parentheses.)

| (1)<br>For                            | (2)<br>Number Filed | (3)<br>Number Extra | (4)<br>Rate        | (5)<br>Basic Fee<br>\$760 (\$330) |
|---------------------------------------|---------------------|---------------------|--------------------|-----------------------------------|
| Total<br>Claims                       | 6 - 20 = 0          |                     | x \$18<br>(x \$9)  | 0                                 |
| Independent<br>Claims                 | 1 - 3 = 0           |                     | x \$78<br>(x \$39) | 0                                 |
| Multiple<br>Dependent<br>Claims       |                     |                     | \$260<br>(\$130)   |                                   |
| Assignment Recording Fee per property |                     | \$40                | \$40.00            |                                   |
| Surcharge Under 37 C.F.R. 1.16(e)     |                     | \$130<br>(\$65)     |                    |                                   |
|                                       |                     |                     | TOTAL FEE:         | \$800.00                          |

#### METHOD OF PAYMENT:

A check in the amount of the above TOTAL FEE is attached. If payment by check is NOT enclosed, it is requested that the Patent and Trademark Office advise the undersigned of the period of time within which to file the TOTAL FEE. If payment enclosed, this amount is believed to be correct; however, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 19-0741.

Respectfully submitted,

Date: May 27, 1999

Docket No.: 040373-0255

ADavid A. Blumenthal

Reg. No. 26,257